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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUAN FLORES-MENDEZ, an individual and
on behalf of classes of similarly situated
individuals,

Plaintiff,

v.

ZOOSK, INC., a Delaware corporation,

Defendant.

Case No. 3:20-cv-4929-WHA

**[PROPOSED] ORDER REGARDING
CASE SCHEDULE**

For the reasons set forth by Plaintiff Juan Flores-Mendez and Defendant Zoosk, Inc. (together, the “Parties”) in their Joint Stipulation Regarding Case Schedule, the Court ORDERS that:

1. The cut-off for non-expert discovery remains April 29, 2022 except as outlined herein;
2. Plaintiffs’ Fourth Amended Class Action Complaint shall be filed April 29, 2022;
3. As to fact discovery regarding Ms. Greenamyre:
 - a. Defendant will have three business days following filing of the amended complaint (until May 4, 2022) to propound written discovery requests on Ms. Greenamyre (the “Requests”);
 - b. As to all Requests that are substantively identical to a request previously propounded upon Plaintiff Flores-Mendez, Ms. Greenamayer will have seven days (until May 11, 2022) to serve written responses and produce any documents identified in those responses;
 - c. As to all Requests that are not substantively identical to a request previously propounded upon Plaintiff Flores-Mendez, Ms. Greenamyre will in good faith attempt to serve written responses and produce any documents identified in those responses within the same seven days (by May 11, 2022);
 - d. Defendant will take the oral deposition of Ms. Greenamyre within fourteen days of the deadline for the production of Ms. Greenamyre’s discovery responses and document production identified in section 3(b) above (on or before May 25, 2022) but is permitted to leave open and continue the deposition of Ms. Greenamyre as to any discovery response or document production made either fewer than 72 hours prior to or at any time after Ms. Greenamyre’s deposition;
4. The deadlines for expert discovery are continued as follows:
 - a. Disclosure of opening expert reports remains April 29, 2022;
 - b. Disclosure of opposition expert reports is continued until seven days after the oral deposition of Ms. Greenamayer (June 1, 2022);
 - c. Disclosure of reply expert reports is continued until seven days after disclosure of opposition expert reports (June 8, 2022);

d. Expert discovery shall conclude fourteen days after disclosure of reply expert reports (June 22, 2022)

5. Class certification briefing shall proceed as follows:

- a. Plaintiff's class certification motion shall be due May 20, 2022; **and proceed on a 35-day track.**
- ~~b. Defendant's opposition to class certification motion shall be due twenty-one days after filing of the class certification motion (June 10, 2022);~~
- ~~c. Plaintiff's reply brief in support of the class certification motion shall be due fourteen days after filing of opposition to class certification (June 24, 2022);~~
- ~~d. Class certification hearing shall occur fourteen days after filing of Plaintiff's reply brief (July 8, 2022), or a soon thereafter as is convenient for the Court;~~

6. All other case deadlines are continued as follows:

- a. Last date for dispositive motions is continued until thirty days after the hearing on class certification motion (August 7, 2022);
- b. Final pre-trial conference is continued until sixty days after the deadline for filing dispositive motions **October 12, 2022** ~~(October 6, 2022)~~, or as soon thereafter as is convenient for the Court;
- c. Jury trial is continued until **October 17, 2022** ~~October 19, 2022~~, or as soon thereafter as is convenient for the Court.

IT IS SO ORDERED.

Dated: April 29, 2022



THE HONORABLE WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE